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OFFICE OF THE CITY CLERK
OAKLAND

2019 MAY -9 PM 12:40

AGENDA REPORT

TO: Sabrina B. Landreth
City Administrator

FROM: Anne E. Kirkpatrick
Chief of Police

SUBJECT: OPD EBRCSA Member MOU

DATE: April 26, 2019

City Administrator
Approval

Date

5/8/19

RECOMMENDATION

Staff Recommends That The City Council Adopt A Resolution Amending Resolution 87525 And Authorizing The City Administrator Or Designee To Enter Into A Memorandum Of Understanding (MOU) Between The Oakland Police Department (OPD) And The East Bay Regional Communications System Authority Members Establishing Clear Guidelines For Use Of OPD East Bay Regional Communications System Authority (EBRCSA) Frequencies To Facilitate Interagency Communication.

EXECUTIVE SUMMARY

Approval of this resolution will authorize the City Administrator or designee to enter into an MOU with all 43 EBRCSA member agencies in Alameda and Contra Costa County to use OPD EBRCSA frequencies, in order to work more closely with OPD and allow 700 MHz radio interoperability. The City Council approved Resolution No. 87525 C.M.S. on February 5, 2019; this resolution authorized facilitation between OPD and the Alameda County Sheriff's Office (a lead facilitator of EBRCSA); EBRCSA requires that agencies such as OPD sign a MOU with all EBRCSA member agencies for better coordination. Therefore, this Resolution amends Resolution No. 87525 to change the MOU to be between OPD and "EBRCSA Members."

BACKGROUND AND LEGISLATIVE HISTORY

At the July 8, 2014 Finance and Management Committee (Committee) meeting, staff presented a report on the P25 Radio Network selection (Legistar File No.13-0546) which included recommendations to either stay on an enhanced version of the City's existing P25 network or transition to EBRCSA.

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On July 15, 2014, City Council approved Resolution No. 85113 C.M.S. (see **Attachment A**), allowing the City to meet federal interoperability requirements and ensure first responders have the ability to communicate with all neighboring jurisdictions. This resolution instructed the City Administrator to enter into an agreement with EBRCSA to join the EBRCSA network within three months. The resolution also provided instruction to migrate all users to EBRCSA within 24 months contingent on EBRCSA providing the City Administrator, in writing, the following:

- EBRCSA secure MOUs from member organizations to reserve a minimum of three voting seats for City of Oakland representatives; as well as initiate a request to amend the EBRCSA joint powers agreement (JPA) to add an additional permanent seat for a City of Oakland representative;
- That EBRCSA present a plan to ensure effective interoperability between EBRCSA and Bay Area Rapid Transit (BART); and
- EBRCSA and the City Administration reach agreement about Oakland's termination rights.

On June 29, 2015, the City Administrator executed the EBRCSA Project Operating Agreement, which outlined Oakland's termination rights, and the Joint Powers Authority Side Letter, which outlined the BART interoperability plan.

On September 21, 2015, City Council approved Resolution No. 85870, which authorized the City Administrator or designee to enter into agreements with the Alameda County Fire Chiefs' Association, the Alameda County City Managers' Association, and the Alameda County Mayor's Conference, under which each association dedicated one of their voting seats on the Board of the East Bay Regional Communications System Authority (EBRCSA) to the City of Oakland.

The City Council approved Resolution No. 87525 C.M.S. on February 5, 2019 (see **Attachment B**) which authorized facilitation between OPD and the Alameda County Sheriff's Office (ACSO, a lead facilitator of EBRCSA). However, EBRCSA needs OPD (and all member agencies) to sign an MOU with "EBRCSA" Member Agencies," not just with ACSO.

ANALYSIS AND POLICY ALTERNATIVES

Article IV, Section 401(6) of the City Charter requires that the City Council authorize the City Administrator or designee to enter into an agreement between the City and other agencies or organizations.

Approval of this agreement will allow accomplish the same goal intended through Resolution No. 87525 C.M.S., passed by the City Council on February 5, 2019 – to improve radio communication. This amendment to Resolution No. 87525 C.M.S., allowing for a new MOU between OPD and EBRCSA member agencies will allow all 43 member agencies in Alameda County and Contra Costa County (see below for list of all agencies). This agreement will allow EBRCSA agencies to work more closely together and better coordinate resources. This agreement will increase public and officer safety by helping to ensure that each jurisdiction is aware of the other's actions in and around the City of Oakland.

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EBRCSA uses a Motorola Project 25 (P25) compliant digital communications system to provide interoperability for emergency responders and others on the system in Alameda and Contra Costa counties. Both OPD and ACSO are members of EBRCSA. The MOU provides clear guidelines between ACSO and OPD for the shared use of OPD's P25 system.

Members of EBRCSA, that are Law Enforcement, all have radios which are compatible with the radios used by OPD and will be programmed with OPD talk groups. EBRCSA will provide a list to OPD and the City of Oakland Radio Shop¹ of all radios which are programmed with the OPD talk groups after the MOU is signed. These group channels will be installed by the Alameda County, Contra Costa County, or Motorola Radio Shops. The EBRCSA Executive Director will review the list quarterly and provide updated lists to OPD and the City of Oakland Radio Shop. EBRCSA will be responsible for providing the Radio Identification Information: a spreadsheet of all the radios, by law enforcement agency, authorized as a EBRCSA member agency.

EBRCSA members will limit use of the OPD talk groups or channels to joint operations or during disasters or emergencies (Priority 1 or Priority 2 circumstances)². With prior permission from EBRCSA, EBRCSA member agencies may also use the EBRCSA/OPD talk groups and channels on joint trainings with OPD. EBRCSA will provide to OPD a list of all personnel who will be using the OPD talk groups. No unauthorized personnel shall be allowed to use it. OPD will advise the Executive Director of EBRCSA if there is ever a problem with any member who uses the OPD Talk Group inappropriately; EBRCSA has the technical ability, if necessary, to block a radio from the OPD Talk Group.

PUBLIC OUTREACH / INTEREST

No outreach was deemed necessary for this report beyond the standard City Council agenda noticing procedures.

COORDINATION

OPD consulted with the Budget Bureau and the Office of the City Attorney in the development of this report and accompanying resolution.

¹ The City of Oakland Radio Shop is staffed by Information Technology Department staff who provide radio technology support to OPD.

² The California Law Enforcement Mutual Aid Radio System (CLEMARS), managed by the California Emergency Management Agency (Cal EMA) defines the priority levels.

FISCAL IMPACT

There is no cost associated with this report.

SUSTAINABLE OPPORTUNITIES

Economic: There are no economic opportunities associated with this report.

Environmental: There are no environmental opportunities associated with this report.

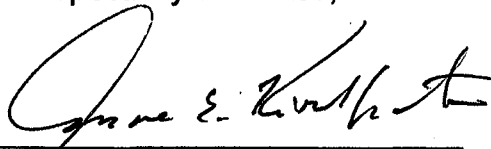
Social Equity: Permitting ACSO access to OPD EBRCSA channels greatly increases public safety resources. The collaboration promotes greater public safety in Oakland, benefiting all Oakland residents and visitors.

ACTION REQUESTED OF THE PUBLIC SAFETY COMMITTEE

Staff Recommends That The City Council Approve A Resolution Amending Resolution 87525 And Authorizing The City Administrator Or Designee To Enter Into A Memorandum Of Understanding (MOU) Between The Oakland Police Department (OPD) And The East Bay Regional Communications System Authority Members Establishing Clear Guidelines For Use Of OPD East Bay Regional Communications System Authority (EBRCSA) Frequencies To Facilitate Interagency Communication.

For questions regarding this report, please contact Manager Gina Oliver, Communications Division, Bureau of Service, at (510) 777-8897.

Respectfully submitted,



Anne E. Kirkpatrick, Chief of Police
Oakland Police Department

Reviewed by:
Gina Oliver, Communications Manager
OPD, Bureau of Services, Communications

Prepared by:
Bruce Stoffmacher, Acting Police Services Manager
OPD, Training Division, Research and Planning

Attachments (2)

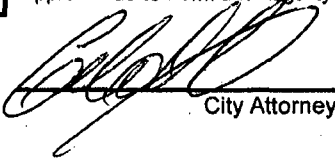
A: Resolution No. 85113 C.M.S.

B: Resolution No. 87525 C.M.S.

Item: _____
City Council
May 21, 2019

FILED
OFFICE OF THE CITY CLERK
OAKLAND

OAKLAND CITY COUNCIL


City Attorney

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RESOLUTION No. 85113 C.M.S.

RESOLUTION #2 AUTHORIZING THE CITY ADMINISTRATOR OR HIS DESIGNEE TO:

- 1) ENTER INTO AN AGREEMENT WITH EAST BAY REGIONAL COMMUNICATION SYSTEMS AUTHORITY (EBRCSA) TO JOIN THE EBRCSA NETWORK WITHIN THREE MONTHS AND MIGRATE ALL OF THE OAKLAND ESTIMATED 2,900 USERS TO THE EBRCSA NETWORK WITHIN TWENTY FOUR MONTHS, IN AN AMOUNT NOT TO EXCEED \$200 PER RADIO AS A ONE-TIME SYSTEM ACCESS FEE, FOR A TOTAL OF \$580,000 AND \$35 PER RADIO ON A MONTHLY BASIS AS USAGE FEES FOR A TOTAL ANNUAL ESTIMATED AMOUNT OF \$1,218,000 ON THE CONDITION THAT EBRCSA FIRST PROVIDES THE CITY ADMINISTRATOR, IN WRITING, THE FOLLOWING:
 - a. EBRCSA SECURE MOU'S FROM MEMBER ORGANIZATIONS TO RESERVE A MINIMUM OF THREE (3) VOTING SEATS FOR CITY OF OAKLAND REPRESENTATIVES; AS WELL AS INITIATE A REQUEST TO AMEND THE EBRCSA JOINT POWERS AGREEMENT TO ADD AN ADDITIONAL PERMANENT SEAT FOR A CITY OF OAKLAND REPRESENTATIVE;
 - b. THAT EBRCSA PRESENT A PLAN TO ENSURE EFFECTIVE INTER-OPERABILITY BETWEEN EBRCSA AND BART;
 - c. EBRCSA AND CITY ADMINISTRATION REACH AGREEMENT ABOUT OAKLAND'S TERMINATION RIGHTS;
 - d. REPORT TO COUNCIL THAT CONDITIONS HAVE BEEN MET AND WE ARE MOVING FORWARD BY OCTOBER; AND
- 2) WAIVE THE CITY'S ADVERTISING, BID AND REQUEST FOR PROPOSAL (RFP) PROCESS FOR EQUIPMENT, PRODUCTS AND PROFESSIONAL SERVICES FOR THE ABOVE DESCRIBED CONTRACTS; AND
- 3) AWARD AGREEMENTS UTILIZING THE CITY'S COMPETITIVE CONTRACTING REQUIREMENTS WITHIN A BUDGET AMOUNT OF \$4,416,300 FOR PUBLIC WORKS PORTABLE AND MOBILE RADIOS AND A PUBLIC SIREN SYSTEM REPLACEMENT PROJECT, PROVIDED THAT PRIOR TO EXPENDITURE OF ANY FUNDS STAFF WILL AWARD CONTRACTS AND ESTABLISH CONTRACT AMOUNTS FOR THE CONTROLLER'S BUREAU; AND
- 4) NEGOTIATE AND AWARD A TWO-YEAR AGREEMENT WITH AVIAT NETWORKS IN AN AMOUNT NOT TO EXCEED \$1,633,000 FOR THE PURCHASE OF NETWORK EQUIPMENT, HARDWARE, SOFTWARE AND OTHER PROFESSIONAL SERVICES TO ENHANCE MICROWAVE BACKBONE RESILIENCY FOR THE EBRCSA NETWORK, WITHOUT CONSTRUCTING ANY ADDITIONAL TOWERS, AND UP TO \$600,000 FOR THE PURCHASE OF A DEPLOYABLE EMERGENCY NETWORK TO ENHANCE THE CITY'S RESILIENCE AND DISASTER CAPABILITIES; AND
- 5) THAT STAFF REPORT BACK TO THE FINANCE & MANAGEMENT COMMITTEE WITHIN 6 MONTHS DETAILING HOW COMPONENTS OF OAKLAND'S EXISTING NETWORKS COULD BE RECONFIGURED TO TAKE ADVANTAGE OF THE EBRCSA SYSTEM, AND THUS PROVIDE A MORE ROBUST SYSTEM FOR EBRCSA AND OAKLAND'S COMMUNICATION NEEDS.

WHEREAS, On Jan 21, 2014 Council directed the staff to enter into negotiations with East Bay Regional Communication System Authority (EBRCSA) and return to Council in 90-120 days with proposed negotiations terms and funding and transition plan for the City Council to consider, and

WHEREAS, On July 8, 2014 the Finance and Management Committee requested staff to also bring an information report to the FMC within 6 months detailing how components of Oakland existing networks could be reconfigured to take advantage of the EBRCSA system, and thus provide more robust system for EBRCSA and Oakland's communication needs, and

WHEREAS, EBRCSA was formed in 2007 as Joints Power Authority, to serve the Alameda and Contra Costa Counties public safety communication needs; and

WHEREAS, EBRCSA Board of Directors has 23 members made up of equal representation from both counties; and

WHEREAS, EBRCSA P25 network consists of 6 cell sites, including Northwest Cell covering the City of Oakland, which was launched in the end of 2012; and

WHEREAS, EBRCSA network equipment is manufactured and provided by Motorola; and

WHEREAS, City of Oakland owns, operates and maintains its own P25 network, manufactured by Harris, and has approximately 2,000 handheld and 900 mobile radios; and

WHEREAS, EBRCSA has provided a cost proposal to the City in the amount of \$200 per radio as a onetime cost and \$35 per radio per month as ongoing network usage fee; and

WHEREAS, EBRCSA has offered to fund the replacement and maintenance of the 28 dispatch consoles in police and fire 911 dispatch centers and emergency operations center; and

WEHERAS, Staff has concluded the negotiations with EBRCSA, and all the issues identified by the Staff and corresponding responses from EBRCSA are included in the Staff report; and

WHEREAS, the Motorola Radios are selected because of the compatibility with the current Oakland P25 network as well as EBRCSA P25 network, to minimize the additional integration costs should the Council decide to join the EBRCSA network; and

WHEREAS, Section 2.040.050.A of the Oakland Municipal Code ("OMC") requires the City Administrator to conduct advertising and bidding and award to the lowest responsible, responsive bidder where the cost of services, supplies or combination required by the City exceeds fifty thousand dollars (\$50,000.00) for the purchase of products or goods; and

WHEREAS, OMC section 2.04.050.1.5 allows Council to waive these requirements upon a finding by the Council that it is in the best interests of the City to do so; and

WHEREAS, OMC section 2.040.051 A requires the City Administrator to conduct a request for proposals/qualifications (RFP/Q) process for professional services contracts in excess of \$25,000 and OMC section 2.04.051.B authorizes the City Council to waive requests for proposal/qualification processes upon finding that it is in the best interests of the City to do so; and

WHEREAS, the EBRCSA and the City desire to engage in cost effective and responsive services related to the operation and maintenance of public radio communication systems, facilities and related structures, and appurtenances and incidental improvements thereto; and

WHEREAS, the City's Information Technology Department employees, radio shop employees and communications dispatchers have the knowledge, skills, experience and general qualifications necessary to assist EBRCSA through provision of Communications Operations Support Services; and

WHEREAS, EBRCSA desires to retain City Information Technology Department, radio shop and communications dispatch employees for the provision of Communications Operations Support Services as set forth herein; and

WHEREAS, EBRCSA agrees the MOU as set forth herein will not cause the displacement of City civil service employees. In addition, the City will not cause the displacement of City civil service employees. The term "displacement" includes layoff, demotion, involuntary transfer to a new class, involuntary transfer, and time base reductions; and

WHEREAS, EBRCSA will work with the City to identify additional civil service staff positions in the Information Technology Department, radio shop, and communications dispatch departments that may be added to enhance the delivery of Communications Operations Support Services, including positions that may have been previously provided by outside contractors; and

WHEREAS, the City Administrator has determined that services provided pursuant to said agreement with Motorola Solutions Inc. are of a professional, scientific, or technical nature and are temporary in nature; and

WHEREAS, the City Administrator has determined that said agreement shall not result in a loss of employment or salary by any person having permanent status in the competitive service; now therefore be it

RESOLVED: That the City Council hereby authorizes the City Administrator or his designee to enter into an agreement with EBRCSA to join the EBRCSA P25 network within three months, by October, and migrate all of the Oakland's estimated 2,900 users to the EBRSA network within 24 months, in an amount not to exceed \$200 per radio as a one-time system access fee, for a total of \$580,000 and \$35 per radio on a monthly basis as usage fees for a total annual estimated amount of \$1,218,000 on the condition that EBRCSA first provides the following commitments and or reports to the City Administrator of Oakland, in writing, the following:

- a. EBRCSA Secure MOU's From Member Organizations to reserve a minimum of (3) voting seats for City of Oakland Representatives; **as well as initiate a request to amend the EBRCSA Joint Powers Agreement to add an additional permanent seat for a City of Oakland representative;** and
- b. That EBRCSA Present a plan to ensure effective Inter-operability between EBRCSA and BART; and
- c. EBRCSA and City Administration Reach Agreement About Oakland's Termination Rights; and
- d. Report to the City Council that conditions have been met and we are moving forward by October; and

FURTHER RESOLVED: That the City Council directs the City Administrator to work with EBRCSA in developing a plan to migrate all Oakland Users' Public Safety as well as Non-Public Safety, to the EBRCSA P25 network in no longer than twenty four months; and be it

FURTHER RESOLVED: That the City Administrator is authorized to negotiate and award additional professional services contracts within a budgeted amount of \$4,416,300 for the purchase of Public Works' portable and mobile radios and the Public Siren System replacement project and request a waiver of the competitive request for proposal/qualifications process for the purchase of goods and services without return to Council, provided that prior to expenditure of any funds staff will award contracts and establish contract amounts for the Controller's Bureau; and be it

FURTHER RESOLVED: That the City Administrator is authorized to negotiate and award a two-year agreement with Aviat Networks in an amount not to exceed \$1,633,000 for the purchase of network equipment, hardware, software and other professional services to enhance microwave backbone resiliency for the EBRCSA network, without constructing any additional towers, and up to \$600,000 for the purchase of a deployable emergency network to enhance the city's resilience and disaster capabilities; and be it

FURTHER RESOLVED: That staff report back to the Finance and Management Committee within 6 months detailing how components of Oakland's existing networks could be reconfigured to take advantage of the EBRCSA System, and thus provide a more robust system for EBRCSA and Oakland's communication needs; and be it

FURTHER RESOLVED: That the City Council finds and determines based on the above determinations of the City Administrator, that the goods and services provided pursuant to the agreements authorized hereunder are of a professional, scientific, or technical and temporary nature, and shall not result in a loss of employment or salary by any person having permanent status in the competitive service process; and be it

FURTHER RESOLVED: That funds to pay the onetime costs of joining the EBRCSA network and ongoing annual EBRCSA network usage costs will be paid out of the Radio and Telecommunications Fund (Fund 4200); and be it

FURTHER RESOLVED: That the agreements shall be reviewed and approved by the City Attorney and placed on file in the Office of the City Clerk.

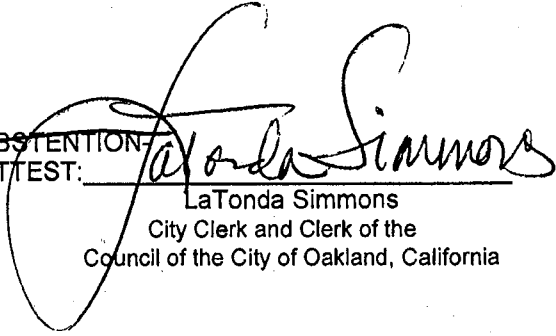
IN COUNCIL, OAKLAND, CALIFORNIA, JUL 15 2014, 20

PASSED BY THE FOLLOWING VOTE:

AYES - BROOKS, GALLO, GIBSON McELHANEY, KALB, KAPLAN, REID, SCHAAF, and PRESIDENT KERNIGHAN - 8

NOES - 0

ABSENT - 0

ABSTENTION:
ATTEST: 
LaTonda Simmons
City Clerk and Clerk of the
Council of the City of Oakland, California

FILED
OFFICE OF THE CITY CLERK
OAKLAND

2019 JAN 17 PM 1:22

Approved as to Form and Legality

Amelia Hayes
City Attorney's Office

OAKLAND CITY COUNCIL
RESOLUTION NO. 87525 C.M.S.

RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE OAKLAND POLICE DEPARTMENT (OPD) AND THE ALAMEDA COUNTY SHERIFF'S OFFICE (ACSO) ESTABLISHING CLEAR GUIDELINES FOR ACSO USE OF OPD EAST BAY REGIONAL COMMUNICATIONS SYSTEM AUTHORITY (EBRCSA) FREQUENCIES TO FACILITATE INTERAGENCY COMMUNICATION

WHEREAS, OPD seeks Council approval to enter into an agreement with ACSO for the purpose of radio interoperability in the field between ACSO and OPD; and

WHEREAS, Enhanced interagency communications will strengthen joint OPD-ACSO operations; and

WHEREAS, Article V, Section 504(l) of the Oakland City Charter requires that the City Council approve all intergovernmental relationships and contracts; now, therefore be it

RESOLVED: ACSO personnel shall use the OPD EBRCSA system during:

- (1) Joint operations or when working with members of OPD,
- (2) Priority 1 circumstances as defined in the California Law Enforcement Mutual Aid Radio System Plan system priority guidelines – disaster and extreme emergency operations for mutual aid and interagency communications, or
- (3) Priority 2 circumstances – emergency or urgent operations involving imminent safety of life or protection of property; and be it

RESOLVED: That the City Administrator or designee is authorized to complete all required negotiations, certifications, assurances, and documentation required to execute, modify, extend and/or amend the agreements necessary for ACSO personnel to use the OPD EBRCSA channels to communicate with OPD; and be it

FURTHER RESOLVED: That in accordance with Article IV, Section 401(6) of the City Charter, the agreements authorized by this resolution shall be approved by the City

Attorney's Office as to form and legality before execution, and a copy of the fully executed agreements shall be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

FEB 05 2019

PASSED BY THE FOLLOWING VOTE:

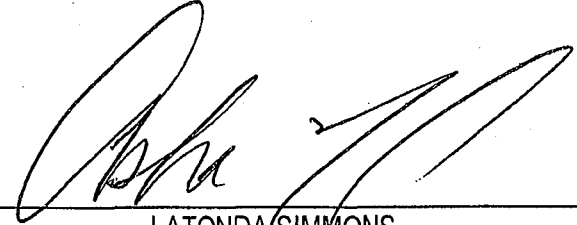
AYES - BAS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, TAYLOR, THAO, AND
PRESIDENT KAPLAN — 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California

2019 MAY -9 PM 12: 38

DRAFT

City Attorney's Office

OAKLAND CITY COUNCIL

RESOLUTION NO. _____ C.M.S.

RESOLUTION AMENDING RESOLUTION 87525 AND AUTHORIZING THE CITY ADMINISTRATOR OR DESIGNEE TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE OAKLAND POLICE DEPARTMENT (OPD) AND THE EAST BAY REGIONAL COMMUNICATIONS SYSTEM AUTHORITY MEMBERS) ESTABLISHING CLEAR GUIDELINES FOR USE OF OPD EAST BAY REGIONAL COMMUNICATIONS SYSTEM AUTHORITY (EBRCSA) FREQUENCIES TO FACILITATE INTERAGENCY COMMUNICATION

WHEREAS, OPD seeks Council approval to enter into an agreement with ACSO for the purpose of radio interoperability in the field between all EBRCSA Members and OPD; and

WHEREAS, Enhanced interagency communications will strengthen joint OPD-ACSO operations; and

WHEREAS, Article V, Section 504(l) of the Oakland City Charter requires that the City Council approve all intergovernmental relationships and contracts; and

WHEREAS, on February 5, 2019, the City Council approved Resolution No. 87525 C.M.S. which authorized the City Administrator or designee to enter into a MOU with the Alameda County Sheriff's Office to establish the same clear guidelines for use of OPD EBRCSA frequencies to facilitate interagency communication; and

WHEREAS, the EBRCSA requires that each agency sign a MOU with the EBRCSA members and not solely with ACSO as each EBRCSA member agency will be part of the radio interoperability network, and a MOU between all the member agencies will allow for better radio frequency and resource coordination; and

WHEREAS, the EBRCSA member agencies are: Alameda County District Attorney, Alameda County Sheriff's Office, Alameda Police Department, Albany Police Department, Antioch Police Department, Benicia Police Department, Berkeley Police Department, Brentwood Police Department, CA Department of Corrections and Rehabilitation CA Department of Developmental Services), California Maritime

Academy Police Services, Concord Police Department, Concordia University Department of Campus Safety and Security (not a POST participating agency), Contra Costa Community College District Police Department, Contra Costa County District Attorney, Contra Costa County Sheriff's Department/Coroner, CSU East Bay University Police Department, Danville Police Department (contract city, see Contra Costa County Sheriff's Department), East Bay Regional Parks District Department of Public Safety, Emeryville Police Department, Fremont Police Department, Hayward Police Department, Kensington Police Department, Livermore Police Department, Martinez Police Department, Moraga Police Department, Newark Police Department, Oakdale Police Department, Oakland City Housing Authority Police Department, Oakland Park Rangers (see Oakland Police Department), Oakland Police Department, Oakland Unified School District Police Department, Oakley Police Department, Ohlone Community College District Police Department, Piedmont Police Department, Pleasant Hill Police Department, Pleasanton Police Services, Richmond Police Department, San Leandro Police Department, San Ramon Police Department, UC Berkeley Police Department, Union City Police Department, and Walnut Creek Police Department; and

WHEREAS, Article V, Section 504(l) of the Oakland City Charter requires that the City Council approve all intergovernmental relationships and contracts; now, therefore be it

RESOLVED: ACSO personnel shall use the OPD EBRCSA system during:

- (1) Joint operations or when working with members of OPD,
- (2) Priority 1 circumstances as defined in the California Law Enforcement Mutual Aid Radio System Plan system priority guidelines – disaster and extreme emergency operations for mutual aid and interagency communications, or
- (3) Priority 2 circumstances – emergency or urgent operations involving imminent safety of life or protection of property; and be it

RESOLVED: That the City Administrator or designee is authorized to complete all required negotiations, certifications, assurances, and documentation required to execute, modify, extend and/or amend the agreements necessary for ACSO personnel to use the OPD EBRCSA channels to communicate with OPD; and be it

FURTHER RESOLVED: That in accordance with Article IV, Section 401(6) of the City Charter, the agreements authorized by this resolution shall be approved by the City Attorney's Office as to form and legality before execution, and a copy of the fully executed agreements shall be placed on file with the Office of the City Clerk.

IN COUNCIL, OAKLAND, CALIFORNIA,

PASSED BY THE FOLLOWING VOTE:

AYES – BAS, GALLO, GIBSON MCELHANEY, KALB, KAPLAN, REID, TAYLOR, THAO, AND
PRESIDENT KAPLAN

NOES –

ABSENT –

ABSTENTION –

ATTEST: _____

LATONDA SIMMONS
City Clerk and Clerk of the Council of the
City of Oakland, California